CWP No. 768 of 2007

12.11.2007 Present: Mr. B.S. Chauhan, counsel for the petitioner.

Mr. M.S. Chandel, Advocate General with Mr. R.M. Bisht, Deputy Advocate General, for the respondents.

Petitioner by means of this petition has prayed that his land bearing Khasra Nos. 107, 108, 124, 136 and 146 measuring 21-03 Bighas, situate at Mohal Pohal, Tehsil Kotkhai, District Shimla, H.P., has been used for the construction of Gumma-Tapri Bakhol link road in the year 2001-2002 and, therefore, the same may be ordered to be acquired. The respondents in their reply have stated that only the land situated in Khasra Nos. 124,136 and 146 has been utilized for the construction of the road. It is further the stand of the State that Notification under Section 4 for acquisition of the said land has already been issued on 3.8.2007.

In view of this stand of the State, nothing survives in the writ petition, which is accordingly disposed of. However, the respondent - State is directed to ensure that the acquisition proceedings be completed as early as possible and in any event within the statutory period of two years as provided for in the Land Acquisition Act. No costs.

(Deepak Gupta),J.

November 12, 2007 **(V.K. Ahuja), J.**
(BSS)